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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/040,539	03/17/1998	AKIRA YOSHIDA	JA997028	1941
25696	7590	10/30/2003		
OPPENHEIMER WOLFF & DONNELLY P. O. BOX 10356 PALO ALTO, CA 94303			EXAMINER HUYNH, BA	
			ART UNIT 2173	PAPER NUMBER
DATE MAILED: 10/30/2003				

39

Please find below and/or attached an Office communication concerning this application or proceeding.

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EXAMINER

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**Commissioner for Patents**

The substitute Appeal Brief (with correct claim appendix) filed on 11/07/72 have been received.

The reply brief filed on 5/31/02 have been received and considered (see paper #33).

The petition filed on 11/14/02 have been considered and granted. A copy of the decision by the Office of Petitions was mailed to the appellant on 3/18/03 (see paper #38).

The rejection continues to be as set forth in the Examiner answer (paper #28).

Accordingly, this case will be forwarded to the Board of Appeal

**BA HUYNH**  
**PRIMARY EXAMINER**